

COMMUNICATION RESULT REPORT ( OCT. 15. 2003 1:26PM ) \* \* \*

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TRANSMITTED/STORAGE OCT. 15. 2003 1:20PM  
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**GROUP 3600**REASON FOR ERROR  
E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWERE-2) BUSY  
E-4) NO FACSIMILE CONNECTION*Atty Docket No. 20375-000240*

PTO FAX NO.: (703) 308-3687

ATTENTION: Examiner Geoffrey R. Akers  
TELEPHONE NO.: (703)

Group Art Unit 3624

**OFFICIAL COMMUNICATION  
FOR THE PERSONAL ATTENTION OF  
EXAMINER GEOFFREY R. AKERS*****(RESUBMISSION - Per Examiner Akers' Request)*****CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following document(s) in re Application of Milberger et al., Application No. 10/021,292, filed October 29, 2001 for SUBSCRIPTION-BASED PAYMENT is being facsimile



Atty Docket No. 20375-000240

PTO FAX NO.: (703) 308-3687

ATTENTION: Examiner Geoffrey R. Akers  
TELEPHONE NO.: (703)

Group Art Unit 3624

**OFFICIAL COMMUNICATION  
FOR THE PERSONAL ATTENTION OF  
EXAMINER GEOFFREY R. AKERS**

***(RESUBMISSION - Per Examiner Akers' Request)***

**CERTIFICATION OF FACSIMILE TRANSMISSION**

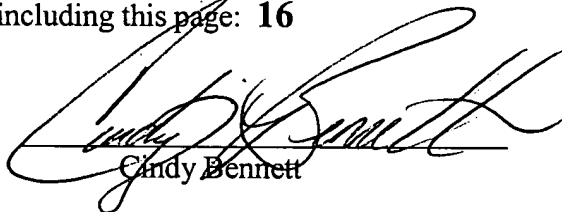
I hereby certify that the following document(s) in re Application of Milberger et al., Application No. 10/021,292, filed October 29, 2001 for SUBSCRIPTION-BASED PAYMENT is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 page)
2. Amendment Under 37 CFR 1.116 Expedited Procedure Examining Group 3624 (14 pages)

Number of pages being transmitted, including this page: **16**

Dated: October 15, 2003

  
Cindy Bennett

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San Francisco, CA 94111-3834  
Telephone: 303-571-4000  
Fax: 303-571-4321  
60038992 v1

**JAN 21 2004**

**GROUP 3624**

Milberger et al.  
Application No. 10/021,292  
Resubmission of Amendment  
Page 2

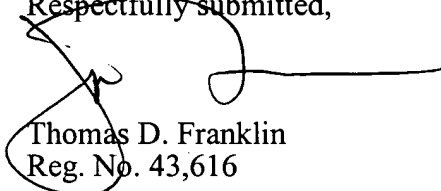
4) Facsimile Confirmation Page.

Items submitted October 15, 2003 via facsimile:

- 1) Transmittal Form;
- 2) Amendment Under 37 CFR 1.116 Expedited Procedure Examining Group 3624;
- 3) Resubmission Per Examiner Akers' Request Facsimile Transmission Cover Page; and
- 4) Resubmission Per Examiner Akers' Request Facsimile Confirmation Page.

Applicant respectfully requests that the above items be entered and considered in the instant application.

Respectfully submitted,

  
Thomas D. Franklin  
Reg. No. 43,616

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: 303-571-4000  
Fax: 415-576-0300  
Enclosure  
TDF:cmb

60117810 v1



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PTO/SB/21 (08-03) **AF 3624**

<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/021,292
		Filing Date	October 29, 2001
		First Named Inventor	Milberger, Susan M.
		Art Unit	3624
		Examiner Name	Akers, Geoffrey R.
Total Number of Pages in This Submission	22	Attorney Docket Number	020375-000240US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i>  Resubmission of Amendment and Related Documents  Return Postcard
Remarks		The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		JAN 21 2004
Firm or Individual	Townsend and Townsend and Crew LLP Thomas D. Franklin	Reg. No. 43,616
Signature		
Date	January 13, 2004	

**GROUP 3600**

CERTIFICATE OF MAILING		
Express Mail Label: EV 325766666 US		
I hereby certify that this correspondence is being deposited with the United States Postal Service with "Express Mail Post Office to Address" service under 37 CFR 1.10 on this date <b>January 13, 2004</b> and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450		
Typed or printed name	Cindy Bennett	
Signature		Date January 13, 2004

\* \* \* COMMUNICATION RESULT REPORT ( SEP. 15. 2003 5:23PM ) \* \* \*

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REASON FOR ERRORE-1) HANG UP OR LINE FAIL  
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Atty Docket No. 20375-000240

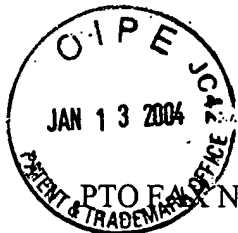
PTO FAX NO.: (703) 308-3687

ATTENTION: Examiner Geoffrey R. Akers  
TELEPHONE NO.:

Group Art Unit 3624

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EXAMINER****GEOFFREY R. AKERS****CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that the following document(s) is an Application for a Patent



Atty Docket No. 20375-000240

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Examiner Geoffrey R. Akers

Group Art Unit 3624

**OFFICIAL COMMUNICATION  
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EXAMINER**

**GEOFFREY R. AKERS**

**CERTIFICATION OF FACSIMILE TRANSMISSION**

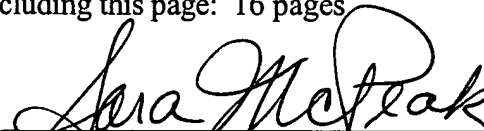
I hereby certify that the following document(s) in re Application of Milberger et al., Application No. 10/021,292, filed October 29, 2001 for SUBSCRIPTION-BASED PAYMENT is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Document(s) Attached

1. Transmittal Form (1 page)
2. Amendment Under 37 CFR 1.116 Expedited Procedure Examining Group 3624 (14 pages)

Number of pages being transmitted, including this page: 16 pages

Dated: September 15, 2003

  
Sara McPeak

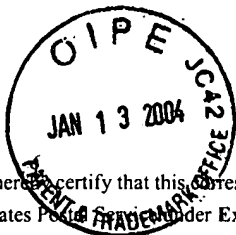
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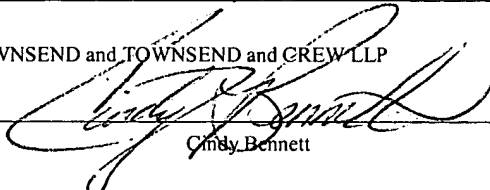
PATENT  
Attorney Docket No.: 020375-000240US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

On January 13, 2004

TOWNSEND and TOWNSEND and CREW LLP

By:

  
Cindy Bennett

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Milberger, et al.

Application No.: 10/021,292

Filed: October 29, 2001

For: SUBSCRIPTION-BASED PAYMENT

Customer No.: 20350

Confirmation No.: 9347

Examiner: Geoffrey R. Akers

Technology Center/Art Unit: 3624

RESUBMISSION OF AMENDMENT  
UNDER 37 CFR 1.116 EXPEDITED  
PROCEDURE EXAMINING GROUP 3624

**MAIL STOP: AF**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**GROUP 3600**

Applicants resubmit herewith a duplicate of the originally filed Amendment, which was previously filed via facsimile on September 15, 2003 and again per the Examiner's request on October 15, 2003.

Items submitted September 15, 2003 via facsimile:

- 1) Transmittal Form;
- 2) Amendment Under 37 CFR 1.116 Expedited Procedure Examining Group 3624;
- 3) Facsimile Transmission Cover Page; and

JAN 13 2004

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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FORM**

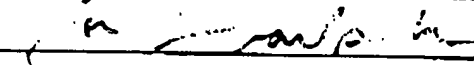
(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	10/021,292	
	Filing Date	October 29, 2001	
	First Named Inventor	Milberger, Susan M.	
	Art Unit	3624	
	Examiner Name	Geoffrey R. Akers	
Total Number of Pages in This Submission	1	Attorney Docket Number	020375-000240US

**ENCLOSURES (Check all that apply)**

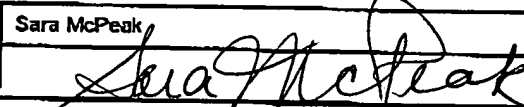
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosures (please identify below): <del>Patent Disclosure</del>
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**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual	Townsend and Townsend and Crew LLP	Reg. No. 43,616
Signature		
Date	September 15, 2003	

**CERTIFICATE OF MAILING**

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Typed or printed name	Sara McPeak	Date	September 15, 2003
Signature			

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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